

Item #: 23Prepared by: Michael Oakes
EngineeringApproved by: Kathy K. Johnson
County Attorney

RESOLUTION APPROVING AN AGREEMENT WITH THE TOWN OF
COLLIERVILLE TO TREAT THE WASTEWATER FROM THE COTTON
CREEK AREA. SPONSORED BY COMMISSIONER WYATT BUNKER.

WHEREAS, Some one hundred and two lots are located in the area known as Cotton Creek which includes the subdivisions of Kirkland Estates, Cotton Creek and Fox Hollow Farms (Phases I and II); and

WHEREAS, The residents of this area have experienced problems with the septic tanks due primarily to inadequate soil percolation rates; and

WHEREAS, The result of these problems represents a health hazard to the neighborhood and downstream water; and

WHEREAS, It has been determined that a Low Pressure Sewer System (LPSS) is the most cost effective manner to collect and transport the wastewater from the lots; and

WHEREAS, The Town of Collierville has agreed in principle to treat the Cotton Creek area wastewater at the Shelton Road Treatment Plant; and

WHEREAS, The operation and maintenance of the LPSS will be the responsibility of the Town of Collierville and the system users; and

WHEREAS, The residents of the Cotton Creek area being served by the LPSS shall be required to connect to the sewer system per Shelby County Ordinance 28-104, plumbing facilities required; and

WHEREAS, The system users will be responsible for the connection fees and treatment fees established by the Town of Collierville; and

WHEREAS, The agreement with the Town of Collierville shall not be effective until the Collierville Board of Mayor and Alderman have voted for approval; and

WHEREAS, The Stanford Group, in their capacity as operator of the Spring Creek Ranch Country Club, has agreed to allow their water to be transported to the Treatment Plant by connection to a Lift (pump) Station owned and operated by the Town of Collierville to which Stanford Group holds capacity rights and obligations; and

WHEREAS, AFRAM has been retained to study the problems, recommend corrections and prepare construction documents for system installation; and

WHEREAS, An amendment to the contract with AFRAM to provide for design of the LPSS is being submitted as a companion item to this resolution; and

WHEREAS, Approval of the amendment to the contract with AFRAM is dependent on approval of the agreement with the Town of Collierville.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the Mayor be authorized to sign the Agreement with the Town of Collierville providing for treatment of wastewater from the Cotton Creek area and that such agreement must be in effect prior to signing a contract with AFRAM for the design of plans for the new system.




A C Wharton, Jr., County Mayor

Date: Sept 30, 2008

ATTEST:


Caroline Fugle
Clark of County Commission

ADOPTED: SEPTEMBER 22, 2008